Patent Attorney's Docket No. <u>028723-020</u><sup>2</sup>

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Joe GRAY et al

Application No.: 08/487,701

Filed: June 7, 1995

For: METHODS FOR STAINING TARGET

CHROMOSOMAL DNA EMPLOYING

HIGH COMPLEXITY NUCLEIC ACID

PROBES (as amended)

CHROMOSOM (As a mended)

## **NOTICE OF APPEAL**

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

All finally rejected claims in the decision of the Primary Examiner dated <u>September 24, 1998</u> are hereby appealed to the Board of Patent Appeals and Interferences.

[ ] The Appeal fee was previously paid on \_\_\_\_\_\_
Therefore, no Appeal fee is now required.

[x] Enclosed is the Appeal fee of [ ] \$150.00 [x] \$300.00.

[ ] Please charge the Appeal fee of [ ] \$150.00 [ ] \$300.00 to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in triplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

12/01/1998 RTSEGAYE 00000127 08487701

02 FC:119

300.00 OP

Donna M. Meuth

Registration No. 36,607

P.O. Box 1404 Alexandria, Virginia 22313-1404 (703) 836-6620

Date: November 30, 1998

P-44,118